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**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Liquidation
of Bernard L. Madoff Investment Securities LLC,

Plaintiff,

v.

DEFENDANTS IN ADVERSARY
PROCEEDINGS LISTED ON EXHIBIT B TO
THE TRUSTEE'S MOTION,

Defendants.

SIPA LIQUIDATION

(Substantively Consolidated)

Adv. Pro. No. 08-1789 (SMB)

Adv. Pro. Nos. listed on Exhibit B to
the Trustee's Motion

DECLARATION OF HELEN DAVIS CHAITMAN

I, Helen Davis Chaitman, hereby declare, under penalty of perjury pursuant to 28 U.S.C.

§1746, as follows:

1. I am a member of the bars of New York and New Jersey, and of this Court. I am counsel for the Defendants represented by Chaitman LLP against whom the Trustee has filed a Motion for Limited Additional Discovery Based on Prior Orders Authorizing Deposition of Bernard L. Madoff (the “Defendants”).¹

2. I submit this Declaration in support of Defendants’ opposition to the Trustee’s Motion for Limited Additional Discovery Based on Prior Orders Authorizing Deposition of Bernard L. Madoff.

3. Annexed hereto as **Exhibit A** are true and accurate excerpts from the May 17, 2016 transcript of proceedings before the Hon. Stuart M. Bernstein.

4. Annexed hereto as **Exhibit B** is a true and correct copy of Discovery Arbitrator’s Order dated January 4, 2017 and filed with the Court on January 5, 2017 (ECF 14807).

5. Annexed hereto as **Exhibit C** are true and accurate excerpts from the June 29, 2017 transcript of proceedings before the Hon. Stuart M. Bernstein.

6. Annexed hereto as **Exhibit D** are true and accurate excerpts from the May 31, 2017 transcript of proceedings before the Hon. Stuart M. Bernstein.

7. Annexed hereto as **Exhibit E** are true and accurate excerpts from the July 25, 2018 transcript of proceedings before the Hon. Stuart M. Bernstein.

8. Annexed hereto as **Exhibit F** is a true and correct copy of *Irving H. Picard v. Mark Horowitz*, Adv. Pro. No. 10-4748 Plaintiff’s Initial Disclosures dated November 24, 2015.

9. Annexed hereto as **Exhibit G** are true and accurate excerpts from the September 26, 2018 transcript of proceedings before the Hon. Stuart M. Bernstein

¹ This Declaration is filed only on behalf of clients who are currently represented by Chaitman LLP. Defendants in the following cases listed on the Trustee’s Exhibit B are no longer represented by Chaitman LLP or their cases have settled: 10-04321, 10-04655, 10-04798, 10-05116.

10. Annexed hereto as **Exhibit H** are true and accurate excerpts from the July 8, 2016 transcript of the deposition of Annette Bongiorno.

11. Annexed hereto as **Exhibit I** are true and accurate excerpts from the June 13, 2016 transcript of the deposition of Joann Sala.

October 17, 2018

/s/ Helen Davis Chaitman

Helen Davis Chaitman

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